

**FILED**

MAY 13 2019

IN THE UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF PENNSYLVANIA

CLERK U.S. DISTRICT COURT  
WEST. DIST. OF PENNSYLVANIA

UNITED STATES OF AMERICA

v.

JAMES FREDERICK FRANKS

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Criminal No.

1:19-CR-13  
Erie(21 U.S.C. §§ 843(a)(3) and  
843(d)(1))**INFORMATION****SCANNED**

The United States Attorney charges:

1. At all times material to this Information the defendant, JAMES FREDERICK FRANKS, was the Chief Pharmacist employed at the Pennsylvania Soldiers and Sailors Home located at 860 East Third Street, Erie, Pennsylvania.

2. While employed as the Chief Pharmacist at the Pennsylvania Soldiers and Sailors Home, the defendant, JAMES FREDERICK FRANKS, had access to a full array of medicines, controlled substances, pharmaceutical and medical products stocked in the pharmacy.

3. From in and around July 2016, to in and around July 2017, in the Western District of Pennsylvania, the defendant, JAMES FREDERICK FRANKS, knowingly and intentionally obtained the following listed controlled substances by misrepresentation, fraud, deception and subterfuge:

<b><u>DRUG NAME</u></b>	<b><u>SCHEDULE</u></b>
ALPRAZOLAM 0.25 MG TABLET	IV
ALPRAZOLAM 0.5 MG TABLET	IV
ANDRODERM 4 MG/ 24HR PATCH	III
ATIVAN 0.5 MG TABLET	IV
CLONAZEPAM 0.5 MG TABLET	IV
CLONAZEPAM 1 MG TABLET	IV
DIAZEPAM 2 MG TABLET	IV
DIAZEPAM 5 MG TABLET	IV

<b>DRUG NAME</b>	<b>SCHEDULE</b>
DURAGESIC 100 MCG/HR PATCH	II
DURAGESIC 25 MCG/HR PATCH	II
DURAGESIC 50 MCG/HR PATCH	II
ESZOPICLONE 1 MG TABLET	IV
FENTANYL 12 MCG/HR PATCH	II
HYDROCODONE - ACETAMINOPHEN 7.5-325 TAB	II
LOMOTIL 2.5-0.025 MG TABLET	V
METHADONE HCL 5 MG TABLET	II
METHADONE HCL 10 MG TABLET	II
MORPHINE SULF ER 30 MG	II
NORCO 10-325 TABLET	II
NORCO 5-325 TABLET	II
OXYCODONE-ACETAMINOPHEN 10-325 MG TAB	II
OXYCODONE-ACETAMINOPHEN 7.5-325 MG TAB	II
OXYCODONE-ACETAMINOPHEN 5-325 MG TAB	II
OXYCODONE HCL 10 MG TABLET	II
OXYCODONE HCL 15 MG TABLET	II
OXYCODONE HCL 5 MG TABLET	II
OXYCONTIN 20 MG TABLET	II
OXYCONTIN 30 MG TABLET	II
OXYCONTIN 60 MG TABLET	II
TRAMADOL HCL 50 MG TABLET	IV

4. The defendant, JAMES FREDERICK FRANKS, while working as the Chief Pharmacist at the Pennsylvania Soldiers and Sailors Home, Erie, Pennsylvania, obtained multiple dosage units of the listed controlled substance, by removing the pills from the pharmacy shelves, surreptitiously taking the pills and removing the pills from the Soldiers and Sailors Home.

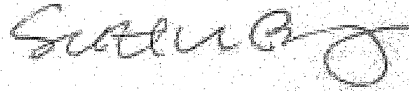
5. Further, the defendant, JAMES FREDERICK FRANKS, did alter the manual and electronic prescription drug logs and QS-1 pharmacy software to conceal his theft of the controlled substances.

6. At no time during the course of his employment as the Chief Pharmacist at the Pennsylvania Soldiers and Sailors Home did the defendant, JAMES FREDERICK FRANKS,

present or provide a valid, legitimate prescription for the listed controlled substances for purposes of obtaining the substances lawfully from the Soldiers and Sailors home.

7. In the above described manner, the defendant, JAMES FREDERICK FRANKS, unlawfully obtained more than 12,000 dosage units of the listed controlled substances.

In violation of Title 21, United States Code, Sections 843(a)(3) and 843(d)(1).



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SCOTT W. BRADY  
United States Attorney  
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